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PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/922,549	
	Filing Date	August 3, 2001	
	First Named Inventor	Jeffrey C. Rapp	
	Art Unit	1636	
	Examiner Name	Gerald G. Leffers Jr., PhD.	
Total Number of Pages in This Submission	13	Attorney Docket Number	AVI-013

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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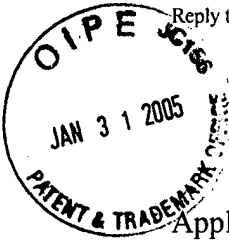
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Firm Name	AviGenics, Inc.		
Signature			
Printed name	Kyle Yesland		
Date	January 26, 2005	Reg. No.	45526

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Appl. No. 09/922,549  
Amdt. Dated January 26, 2005  
Reply to Office action of August 9, 2004



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/922,549  
Applicant : Jeffrey C. Rapp  
Filed : August 3, 2001  
Title : Avian Lysozyme Promoter

TC/A.U. : 1636  
Examiner : Gerald G. Leffers, Jr.

Docket No. : AVI-013

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Name Kyle Yesland

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated January 18, 2005, applicant submits herewith the corrected section of the amendment, page 3 of 16 to page 13 of 16, i.e., Listing of Claims, in its entirety.

Respectfully submitted,

Kyle Yesland, 706-227-1170 x 233  
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